Case 19-03071-eq Filed 05/03/23 Entered 05/03/23 16:50:09 Desc Main Doc Document Fill in this information to identify the case: Debtor 1 Darrell Larmark Hollington, aka Darell L Hollington Debtor 2 (Spouse, if filing) United States Bankruptcy Court for the: District of South Carolina Case number 19-03071-eq Official Form 410S1 **Notice of Mortgage Payment Change** 12/15 If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See bankruptcy rule 3002.1 Name of creditor: U.S. Bank Trust National Association, Court claim no. (if known): 5-1 as Trustee of the Dwelling Series IV Trust \* Last four digits of any number you Date of payment change: 06/01/2023 use to identify the debtor's account: 6682 Must be at least 21 days after date of this notice New total payment: 958.72 Principal, interest, and escrow, if any Escrow Account Payment Adjustment Will there be a change in the debtor's escrow account payment? X Attach a copy of the escrow account statement prepared in a form consistent with applicable non-bankruptcy law. Describe the basis for the change. If a statement is not attached, explain why: Current escrow payment: \$ 305.42\_\_ New escrow payment: \$ 298.25\_ Mortgage Payment Adjustment Will the debtor's principal and interest payment change based on an adjustment to the interest rate in the debtor's variable-rate note? X No Attach a copy of the rate change notice prepared in a form consistent with applicable non-bankruptcy law. If a notice is not Yes attached, explain why: **Current Interest Rate:** New interest rate: Current principal and interest payment: \$\_\_\_\_ New principal and interest payment: \$\_\_ Part 3: Other Payment Change Will there be a change in the debtor's mortgage payment for a reason not listed above? X No Yes Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect) Reason for change: \_

Current mortgage payment: \$\_\_\_\_\_

New mortgage payment: \$\_

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		•	Dog	cument	Page 2 of 8		
Debtor 1	Darrell Larma	ark Hollingto	on	<u>—</u>	Case Number (if kno	wn) <u>19-030</u>	<u> 71-eg</u>
	First Name Mid	alla Namaa	Loot Name				

Part 4: Sig	yn Here									
The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.  Check the appropriate box  I am the creditor.										
X I am t	the creditor's authorized agent.									
	I declare under penalty of perjury that the information provided in this Notice is true and correct to the best of my knowledge, information, and reasonable belief.									
x	/s/ Anne Marie Throne	Date:	05/03/2023							
	Signature									
Print:	Anne Marie Throne SCBN 13573	Title:	Attorney for Creditor							
	First name Middle Name Last name									
Company:	MCMICHAEL TAYLOR GRAY, LLC	-								
Address:	3550 Engineering Drive, Suite 260	_								
	Number Street									
	Peachtree Corners, GA 30092	_								
	City State Zip Code									
Contact phone:	404-474-7149	Email:	athrone@mtglaw.com							

<sup>\*</sup>Current investor per claims register is U.S. Bank Trust National Association as trustee of LODGE SERIES IV TRUST, U.S. Bank Trust National Association, as Trustee of the Dwelling Series IV Trust will file a Transfer of Claim reflecting the new investor.

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing in the above captioned case was this day served upon the below named persons by either United States Mail or Electronic Mail at the addresses shown below:

### Via U.S. Mail

Darrell Larmark Hollington 2137 Vespers Drive Charleston, SC 29414-6241

## **Via CM/ECF electronic service:**

Lauren J. Schumann Steadman Law Firm PO Box 60367 North Charleston, SC 29419

Richard A. Steadman, Jr. STEADMAN LAW FIRM PA P O Box 60367 North Charleston, SC 29419

James M. Wyman PO Box 997 Mount Pleasant, SC 29465-0997

Dated: May 3, 2023

Respectfully submitted,
By: /s/ Anne Marie Throne
Anne Marie Throne, SCBN 13573
MCMICHAEL TAYLOR GRAY, LLC
Attorney for Creditor
3550 Engineering Drive, Suite 260
Peachtree Corners, GA 30092
Telephone: 404-474-7149
Facsimile: 404-745-8121

E-mail: athrone@mtglaw.com MTG File No.: 22-001516-03



Rushmore Loan Management Services PO Box 514707 Los Angeles, CA 90051 www.rushmorelm.com (888) 504-6700

----- manifest line ------RICHARD A STEADMAN JR
P 0 BOX 60367
CHARLESTON, SC 29419

Date: March 20, 2023 Case: 19-03071 Loan Number:

Dear Sir/Madame,

Enclosed is correspondence relating to a loan we service for your client.

Sincerely,

Rushmore Loan Management Services LLC

**Statement** 

RUSHMORE

Rushmore Loan Management Services PO Box 514707 Los Angeles, CA 90051

www.rushmorelm.com (888) 504-6700

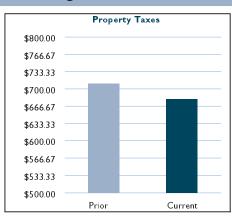
Statement Date: Loan Number:

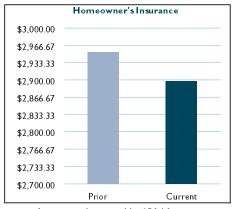
March 20, 2023

DARRELL L HOLLINGTON 2137 VESPERS DR CHARLESTON SC 29414-0000 Need help understanding your mortgage escrow statement? Scan here or visit rushmorelm.com

We review your escrow account annually to ensure that you have adequate funds to cover your tax and insurance items for the next | 2 months. The amounts billed for certain escrow items changed. This statement describes the changes, possible changes to your monthly payments, and your options.

# What changed?





Taxes decreased by \$29.89 per year.

Insurance decreased by \$56.16 per year.

Changes in the above items mean that the amount needed in your escrow account decreased by \$86.05 per year.

## How do these changes affect me?

Based upon the anticipated escrow disbursements and monthly payments, we have determined that there is an overage in your escrow account. As a result, we have attached a check for \$624.65.

	Current Payment	Escrow Change	New Monthly Payment Effective 06/2023
Due Date	04/2023		06/2023
Principal and Interest	\$660.47		\$660.47
Escrow Payment	\$305.42	-\$7. 7	\$298.25
Escrow Overage			\$0.00
TOTAL	\$965.89		\$958.72

A detailed explanation of the calculations for your escrow account is located on page 2.

Note: 'Online bill payment users: Your payment is changing effective 06/01/2023 so action is required. Please log into your bank's online account and update your payment amount. Thank you!

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## How did Rushmore make the escrow calculations?

Step I: Rushmore analyzes all items paid by the escrow account, we then calculate the amount that you'll likely need to pay these bills.

Step 2: We take your anticipated taxes and/or insurance premiums to determine the total outgoing payments. We then divide the total outgoing payments by 12 to determine your monthly escrow amount.

Your total anticipated tax and/or insurance premium(s) are as follows:

Annual Property Taxes \$680.88 Annual Property Insurance \$2,898.12

Total \$3,579.00 divided by 12 months = \$298.25

Step 3: We calculate the minimum required escrow balance. Your escrow account must have a minimum balance of \$0.00 for the next year.

Step 4: We calculate your annual escrow account projection for the coming year. If your monthly escrow balance falls below the minimum balance of \$0.00, your escrow account experiences a shortage. If our calculation determines that your monthly escrow balance will not reach the minimum balance, your escrow account will have an overage.

The table below demonstrates the estimated activity in your escrow account for the coming year.

## What escrow activity is expected in the coming year?

The highlighted row indicates the lowest estimated escrow balance for the year of \$624.65. The difference between the lowest projected balance of \$624.65 and the minimum required escrow balance of \$0.00 is \$624.65.

#### \$624.65 is your escrow overage.

	PAYMENTS TO			ACCOUNT_	FROM	ESCROW A	CCOUNT	
	ESCROW	MIP/PMI	Taxes	Flood	Homeowner's	Estimated	Required	
	ACCOUNT			Insurance	Insurance			
Anticipated					Starting Balance	\$908.35	\$283.70	
Date of Activity						·		
Jun 23	\$298.25				\$ 52.82	\$1,053.78	\$429.13	
Jun 23				\$88.69		\$965.09	\$340.44	
Jul 23	\$298.25				\$ 52.82	\$1,110.52	\$485.87	
Jul 23				\$88.69		\$1,021.83	\$397.18	
Aug 23	\$298.25				\$ 52.82	\$1,167.26	\$542.6	
Aug 23				\$88.69		\$1,078.57	\$453.92	
Sep 23	\$298.25				\$ 52.82	\$1,224.00	\$599.35	
Sep 23				\$88.69		\$1,135.31	\$5 0.66	
Oct 23	\$298.25				\$ 52.82	\$1,280.74	\$656.09	
Oct 23				\$88.69		\$1,192.05	\$567.40	
Nov 23	\$298.25				\$ 52.82	\$1,337.48	\$7 2.83	
Nov 23				\$88.69		\$1,2 <del>4</del> 8.79	\$624.14	
Dec 23	\$298.25		\$680.88			\$866.16	\$241.51	
Dec 23					\$ 52.82	\$7 3.34	\$88.69	
Dec 23				\$88.69		\$624.65	\$0.00	
Jan 24	\$298.25				\$ 52.82	\$770.08	\$ 45.43	
Jan 24				\$88.69		\$681.39	\$56.74	
Feb 24	\$298.25				\$ 52.82	\$826.82	\$202.17	
Feb 24				\$88.69	·	\$738. 3	\$  3.48	
Mar 24	\$298.25			·	\$152.82	\$883.56	\$258.9	
Mar 24	·			\$88.69	·	\$794.87	\$   70.22	
Apr 24	\$298.25			•	\$152.82	\$940.30	\$3 5.65	
Apr 24	, <del>,</del>			\$88.69	¥ · · •	\$85 .6	\$226.96	
May 24	\$298.25			¥ •	\$152.82	\$997.04	\$372.39	
May 24	¥ = · · · = 5			\$88.69	¥ . 5 2.02	\$908.35	\$283.70	

Desc Main

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Page 7 of 8 Document Loan Number: NOTE: If this escrow analysis indicates that there is a surplus, it may not mean that you are entitled to receive a return of that surplus. This

analysis was calculated based on an assumption that the account is current according to the terms of the note and Mortgage/Deed of Trust. If the account is behind, in default, or in bankruptcy, this analysis may not reflect the current state of the account or the terms of a bankruptcy plan. If there are enough funds in the escrow account the surplus will be mailed to you within 30 days, provided the account is current under the terms of the note and Mortgage/Deed of Trust.

### What escrow activity occurred since your last analysis?

The chart below reflects what actually happened in your escrow account since your last analysis.

Between 06/2022 and 03/2023 a total of \$5,531.88 was deposited to your escrow account and a total of \$3,095.98 was disbursed from your escrow account as follows. Totals for each disbursements are noted below.

> COUNTY/PARIS: \$680.88 FLOOD INSURA: \$886.90 HAZARD INS.: \$1,528.20

	PAYMENTS TO ESCROW ACCOUNT		PAYMENTS FROM ESCROW ACCOUNT			•	ESCROW BALANCE COMPARISON		
Month of Activity	<u>Estimated</u>	<u>Actual</u>	<u>Estimated</u>	<u>Actual</u>	Description Starting Balance	e	<u>Estimated</u> <b>\$296.16</b>	<u>Actual</u> -\$1,655.37	
Jun 22	\$305.42	\$378.24	\$155.66	\$ 52.82	hazard ins.		\$445.92	-\$1,429.95	
Jun 22			\$90.53	\$88.69	flood insura		\$355.39	-\$1,518.64	
Jul 22	\$305.42	\$378.24	\$155.66	\$ 52.82	hazard ins.		\$505.15	-\$ ,293.22	
Jul 22			\$90.53	\$88.69	flood insura		\$4 4.62	-\$1,381.91	
Aug 22	\$305.42	\$189.12	\$ 55.66	\$ 52.82	hazard ins.		\$564.38	-\$1,345.61	
Aug 22			\$90.53	\$88.69	flood insura		\$473.85	-\$ ,434.30	
Sep 22	\$305.42	\$378.24	\$ 55.66	\$ 52.82	hazard ins.		\$623.61	-\$1,208.88	
Sep 22			\$90.53	\$88.69	flood insura		\$533.08	-\$1,297.57	
Oct 22	\$305.42	\$189.12	\$155.66	\$ 52.82	hazard ins.		\$682.84	-\$1,261.27	
Oct 22			\$90.53	\$88.69	flood insura		\$592.3	-\$ ,349.96	
Nov 22	\$305.42	\$2,395.61	\$155.66	\$152.82	hazard ins.		\$742.07	\$892.83	
Nov 22			\$90.53	\$88.69	flood insura		\$65 .54	\$804.14	
Nov 22				\$680.88	COUNTY/PARIS		\$65 .54	\$ 23.26	
Dec 22	\$305.42	\$305.42	\$7 0.77		COUNTY/PARIS		\$246.19	\$428.68	
Dec 22			\$155.66	\$152.82	hazard ins.		\$90.53	\$275.86	
Dec 22			\$90.53	\$88.69	flood insura		\$0.00	\$ 87. 7	
Jan 23	\$305.42	\$305.42	\$155.66	\$152.82	hazard ins.		\$149.76	\$339.77	
Jan 23			\$90.53	\$88.69	flood insura		\$59.23	\$25 .08	
Feb 23	\$305.42	\$1,012.47	\$ 55.66	\$ 52.82	hazard ins.		\$208.99	\$1,110.73	
Feb 23			\$90.53	\$88.69	flood insura		\$118.46	\$1,022.04	
Mar 23	\$305.42		\$155.66	\$152.82	hazard ins.	Е	\$268.22	\$869.22	
Mar 23			\$90.53	\$88.69	flood insura		\$177.69	\$780.53	

E—Indicates the activity has not yet occurred but is estimated to occur as shown.

Rushmore Loan Management Services LLC is a Debt Collector, who is attempting to collect a debt. Any information obtained will be used for that purpose. However, if you are in Bankruptcy or received a Bankruptcy Discharge of this debt, this letter is being sent for informational purposes only, is not an attempt to collect a debt and does not constitute a notice of personal liability with respect to the debt.

<sup>\*</sup>If there is an amount listed in the "Actual" column under Payments To Escrow Account on Page 2 above, then this is the assumption that was made and indicates the amount that would have been paid into escrow for a contractually current loan. This number does not represent payments that were actually made by you. As discussed above, these escrow calculations are calculated based on an assumption that the account would be current according to the terms of the note and mortgage/deed of trust.

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ADDITIONAL NOTICES

Loan Number

Desc

Rushmore Loan Management Services LLC is a Debt Collector attempting to collect a debt.

**Bankruptcy Notice.** If you are in bankruptcy or if your obligation to repay this loan was discharged in bankruptcy, this informational notice is sent to you in order to comply with statutory requirements. It is not an attempt to collect a debt. You may disregard information relating to payment remittance. You are not obligated to make payments and any amount(s) you do pay Rushmore is at your discretion. Please note, however, Rushmore reserves the right to exercise its legal rights, including but not limited to foreclosure of its lien interest, only against the property securing the original obligation.

If you have any other mortgage loans secured by the same property not serviced by Rushmore, please contact your other servicer directly to discuss any possible loss mitigation options that may be available to you.

If you are a confirmed Successor-in-Interest who has not assumed the mortgage loan obligation under State Law, this letter is being sent for information purposes only and does not constitute personal liability with respect to the debt.

**LEGAL NOTIFICATION**: Rushmore Loan Management Services LLC may report information about your account to credit bureaus. Late payments, missed payments or other defaults on your account may be reflected in your credit report.

#### Notice of Error Resolution & Information Request Procedures

The following outlines the Error Resolution and Information Request Procedures for your mortgage account at Rushmore Loan Management Services LLC (RLMS). Please keep this document for your records.

If you think an error has occurred on your mortgage account or if you need specific information about the servicing of your loan, please write us at:

Rushmore Loan Management Services LLC P.O. Box 52262 Irvine, CA 92619-2262

All written requests for information or notices of error should contain the following information:

- I. Your name
- 2. Account number
- 3. Property Address
- 4. Description of the error and explanation as to why you believe it is an error or a request for specific information regarding the servicing of your loan
- 5. Current contact information so we may follow up with you

All written requests for specific information will be handled within 30 days of receipt. We will determine whether an error occurred within 30 days after receiving your notice of error and will correct any error promptly (Notices of error on payoff statements will be handled within 7 days). If additional time is needed to investigate your complaint or request, we may take up to 45 days but we will notify you of the extension within the original 30 days. If we decide that there was no error, we will send you a written explanation. You may ask for copies of the documents that we used in our investigation.

#### **HUD STATEMENT**

Pursuant to section 169 of the Housing and Community Development Act of 1987, you may have the opportunity to receive counseling from various local agencies regarding the retention of your home. You may obtain a list of the HUD approved housing counseling agencies by calling the HUD nationwide toll-free telephone at 1-800-569-4287.

### **Equal Credit Opportunity Act Disclosure**

NOTICE: The federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status, age (provided the applicant has the capacity to enter into a binding contract); because all or part of the applicants income derives from any public assistance program; or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The federal agency that administers compliance with this law concerning this creditor is the Bureau of Consumer Financial Protection, 1700 G Street NW, Washington, DC 20552 or Federal Trade Commission, Equal Credit Opportunity, Washington, DC 20580.

#### The following notice is in reference to the Homeowner Assistance Fund:

The Homeowner Assistance Fund is a federal program to help homeowners impacted by COVID-19 resolve mortgage payments and other housing expenses. To learn more about the availability of Homeowner Assistance Funds in your state, please visit Rushmore's State Homeowner Assistance Resources page at <a href="https://www.rushmorelm.com/state-assistance/">https://www.rushmorelm.com/state-assistance/</a>.